

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Chikashi NAKAMURA et al.

Application No.: 10/574,910

Filing Date: April 7, 2006

Attorney Docket No.: 8156/88120

Confirmation No.: 7124

Customer No.: 42798

RESPONSE TO NOTICE FILE MISSING PARTS OF NONPROVISIONAL
APPLICATION FILED UNDER 37 C.F.R. 1.53(b)

MAIL STOP MISSING PARTS

Commissioner for Patents

Customer Service Window

Randolph Building

401 Dulany Street

Alexandria, VA 22314

Sir:

In response to the Notice to File Missing Parts dated December 14, 2006, please find attached the executed Declaration for Utility or Design Patent Application for the above-referenced application. Please charge \$130.00 to our Deposit Account No. 06-1135 regarding our Order No. 8156/88120 to satisfy the surcharge fee. This application should now be in compliance. The U.S. Patent and Trademark Office is requested to provide an updated Filing Receipt. The Commissioner is hereby authorized to charge any additional fees which may be required in this application under 37 C.F.R. §§1.16-1.17 during its entire pendency, or credit any overpayment, to Deposit Account No. 06-1135. Should no proper payment be enclosed herewith, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 06-1135. This sheet is filed in duplicate.

Respectfully submitted,

FITCH, EVEN, TABIN & FLANNERY

Date: **February 14, 2007**



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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
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|---|-----------------------|-------------------------------|
| U.S. APPLICATION NUMBER NO. | FIRST NAMED APPLICANT | ATTY. DOCKET NO. |
| 10/574,910 | Chikashi Nakamura | 815688120 |
| | | INTERNATIONAL APPLICATION NO. |
| | | PCT/IB04/03204 |
| | | LA. FILING DATE PRIORITY DATE |
| | | 10/01/2004 10/10/2003 |
| RECEIVED DEC 19 2006 FETF. D.C. | | |
| CONFIRMATION NO. 7124 371 FORMALITIES LETTER  *0C000000021570395* | | |

Date Mailed: 12/14/2006

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 04/07/2006
- Copy of the International Search Report filed on 04/07/2006
- Copy of IPE Report filed on 04/07/2006
- Preliminary Amendments filed on 04/07/2006
- Information Disclosure Statements filed on 07/19/2006
- U.S. Basic National Fees filed on 04/07/2006
- Priority Documents filed on 04/07/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Translation of the application into English. Note a processing fee will be required if submitted later than 30 months from the priority date.
- Processing fee of \$130 for providing the translation of the application and/or the Annexes later than 30 months from the priority date (37 CFR 1.492(i)).
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

FETF. D.C.

Sent To Docketing

12-19-06

CMO

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$260** for a Large Entity:

- **\$130** Surcharge.
- **\$130** for English translation surcharge required.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.

<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

VONDA M WALLACE

Telephone: (703) 308-9140 EXT 225

PART 1 - ATTORNEY/APPLICANT COPY

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 10/574,910 | PCT/IB04/03204 | 815688120 |

FORM PCT/DO/EO/905 (371 Formalities Notice)